

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
SECOND APPEAL NO. 454 OF 2003
WITH
CIVIL APPLICATION NO. 876 OF 2003

Trimbak Tulsa Bodake ..Applicant

Vs.

Tanaji Trimbak Bodake ..Respondent

Mr. Anilkumar K. Patil for applicant.

CORAM: B.H. MARLAPALLE, J.

Date : April 24, 2007.

P.C.:

. Not on board, mentioned and, therefore, taken on board.

. In this appeal the rival parties are the father and son and during its pendency they have compromised the dispute. An affidavit has been presented today duly affirmed by the appellant-father. The affidavit states that on 25/2/2004 the parties arrived at a settlement and there was partition of the suit properties. The father has agreed, in turn, that he would withdraw the second appeal. The said

affidavit is taken on record and marked "X" for identification.

. Mr. Patil, therefore, seeks leave to withdraw the appeal.

. Leave granted and the appeal is dismissed as withdrawn. Interim order, if any, stands vacated.

. Civil Application No. 876 of 2003 does not survive and the same shall stand disposed as such.

(B.H. Marlapalle, J.)